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DD/085-0251

08 FEB 1985

MEMORANDUM FOR: Director of Central Intelligence

VIA: Deputy Director for Administration
General Counsel
Executive Director
Deputy Director of Central Intelligence

FROM: Clair E. George
Deputy Director for Operations

SUBJECT: Implementation of FOIA Relief Legislation

REFERENCE: Your Memorandum, Same Subject, 15 October 1984

1. Action Requested: This memorandum submits a recommendation in paragraph 3 for approval of the Director of Central Intelligence.

2. Background:

a. [] established the Agency policy regarding the implementation of the Central Intelligence Agency Information Act. [] (Attachment A) set forth procedures for the Directorate of Operations (DO) to designate files for exemption from search, review, and disclosure under the Freedom of Information Act (FOIA). I certify that these procedures were followed in developing our recommendations. 25X1

b. Following the procedures of [] and in response to reference memorandum, the DO examined its central file system and the peripheral file collections maintained by DO Divisions and Staffs to determine what files should be recommended for your designation as exempt from the FOIA. 25X1

c. Attachment B is a listing of file categories and sub-categories of the central DO file system recommended for designation. The examination of the DO's central file system resulted in the following determinations:

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S E C R E T

3. Recommendation: I recommend that you designate for exemption those file categories, file sub-categories, and file collections submitted herein. In accordance with [redacted] and reference memorandum, your file designations will be provided to the oversight committees prior to implementation. Because the comprehensive listings at Attachment B and E are especially sensitive, I request that Attachments B and E be shown, but not given, to the oversight committees and that they be returned to Chief, Information Management Staff (DO) upon completion of the oversight process.

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[redacted]
Clair E. George

Attachments: As stated

S E C R E T

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S E C R E T

SUBJECT: Implementation of FOIA Relief Legislation

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- 9 - DDCI
- 10 - EXDIR
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S E C R E T

A

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B

ATTACHMENT B

LISTINGS OF CENTRAL DO FILE CATEGORIES AND SUB-CATEGORIES
RECOMMENDED FOR DESIGNATION FOR EXEMPTION

Listings are attached only to DCI copy.

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D 1

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E

ATTACHMENT E

LISTINGS OF DO DIVISION AND STAFF PERIPHERAL FILE
COLLECTIONS RECOMMENDED FOR DESIGNATION FOR EXEMPTION

Listings are attached only to DCI copy.

F 1

ADMINISTRATIVE - INTERNAL USE ONLY

ATTACHMENT F

PROCEDURES FOR ACCESSING NON-EXEMPTED DO FILES

1. All incoming FOIA requests will be reviewed by an experienced Directorate of Operations (DO) officer assigned to Information Management Staff [redacted]

[redacted] If the officer determines that a DO component might logically possess information pertinent to the FOIA request at hand, he will cause a search to be made as follows:

a. Identify and task those DO components which logically might possess responsive records.

b. Coordinate with and assist DO components, as necessary, via the components' FOIA referents, to ensure that only non-exempt files are searched and a reasonable search is made.

2. Upon completion of the search by the DO component(s), a [redacted] case officer will review the results and make an appropriate response to the Agency FOIA office, via the DO Information Review Officer.

ADMINISTRATIVE - INTERNAL USE ONLY

12 FEB 1985

MEMORANDUM FOR THE RECORD

FROM:

[REDACTED]

Legislation Division
Office of Legislative Liaison

STAT

SUBJECT: Office of Security FOIA Designations

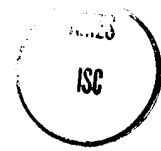
1. In late January of 1985, I contacted Gary Chase, Chief Counsel to the SSCI, regarding the list of categories within the Office of Security that the DCI approved as exempt from the FOIA requirements of search, review and publication. These file categories had been provided to the Chairman and Vice-Chairman of the SSCI on 4 January. Mr. Chase informed me that the SSCI had no objections to designating those categories as exempt from the FOIA.

2. Mr. Chase went on to state that it is very important that the General Counsel of CIA examine closely the designations, and that in the document designating DO and DDS&T files, the General Counsel's concurrence should be indicated.

[REDACTED]

STAT

C O N F I D E N T I A L

OLL 85-0361
30 January 1985

MEMORANDUM FOR THE RECORD

FROM:

Legislation Division
Office of Legislative Liaison

25X1

SUBJECT: Office of Security Briefing of HPSCI Staff
on FOIA Designation

1. On 18 January 1985, David Addington and Bernie Raimo of the HPSCI staff were briefed on those files of the Office of Security that had been designated as exempt from the FOIA. After the briefing was completed, the Director of Security briefed Messrs. Addington and Raimo on the functions of the Office of Security. Representing the Agency at the briefing

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2. The briefing began with a brief explanation by of the process by which Office of Security files were designated. pointed out that the day the President signed the CIA Information Act, the DCI issued a CIA regulation establishing policy regarding the designation of operational files and instructions to the Director of the Office of Security specifying that he should prepare a listing of categories of operational files recommended for designation. then explained that a working group consisting of representatives of OGC, OLL, and OIS met with senior officials of the Office of Security to formulate a listing of operational files that met the criteria contained in the CIA Information Act for designating Security files. Next, provided a brief explanation of the categories of files that will be exempted from the FOIA. stated that there were three categories of Security files to be designated and gave an explanation of each of the categories. He then explained that security files are indexed by name only, and that the only way to determine if the security file

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C O N F I D E N T I A L

responsive to a FOIA request fell within a designated category would be to open the file and determine what type of clearance is documented in the file.

3. After completing this explanation, Mr. Addington questioned whether the Security Access Approval category covered contractors other than those chosen to work on National Programs for the DS&T. [] responded that there were a small category of clearances done for contractors working on projects for other Directorates but that a decision had been made to confine the category of SAA files to DS&T contractors in order to keep the category simple and consistent. In response to another question, [] explained that if a security file contained documents detailing clearances that fit within a designated category and other types of clearances that do not fit within a designated category, the files would remain subject to search and review in response to a FOIA request. [] also provided statistics on the number of security files affected by the CIA Information Act. These statistics indicated that the reduction in the Office of Security FOIA burden would not be great as a result of enactment of the CIA Information Act. Finally, Mr. Raimo inquired whether Security files which document counterintelligence investigations of individuals previously granted a security clearance could be designated. [] indicated that such files would be designated. While Mr. Raimo did not express opposition to designating such files, he did indicate he needed to think about this further.

4. [] then proceeded to brief Messrs. Addington and Raimo on the different functions that the Office of Security performed and both expressed general satisfaction with this briefing.

5. After completing the briefing on the FOIA designations and the functions of the Office of Security, Messrs. Addington and Raimo talked further with [] who joined the group toward the end of the briefing, and the undersigned regarding the FOIA designations. Both Addington and Raimo reviewed [] which was referenced in the Office of Security designation document. Mr. Raimo again raised the issue of documents regarding counterintelligence investigations contained within files that would otherwise be designated. [] indicated that this was a close question. Mr. Raimo indicated that he would not be particularly upset if these files were designated or not designated. The undersigned

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then inquired as to whether we would receive an official response from the HPSCI regarding our FOIA designations. Mr. Addington indicated a favorable response would be coming shortly.



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Distribution:

1 - D/OIS
1 - [redacted] (OGC)
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1 - DD/OLL
1 - OLL Chrono
1 - LEG Subject (FOIA Implementation)
1 - DMP Signer
OLL/LEG/DMP:ngm/[redacted] (29 Jan 85)

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C O N F I D E N T I A L

D/OIS — 28 JAN 1985
I should think
a memo from the
DDA to the D/OIS
should suffice —

ROUTING AND TRANSMITTAL SLIP		Date
		23 JAN 1985
TO: (Name, office symbol, room number, building, Agency/Post)	Initials	Date
1. DD/OIS	<i>[Signature]</i>	
2. D/OIS	<i>[Signature]</i>	
3. LA/OIS	<i>[Signature]</i>	
4. C/MrPS - for policy file		
5.		
Action	File	Note and Return
Approval	For Clearance	Per Conversation
As Requested	For Correction	Prepare Reply
Circulate	For Your Information	See Me
Comment	Investigate	Signature
Coordination	Justify	

REMARKS

for Verleni - for file
100 has copy.

[Redacted Box]: ~~Verleni~~ when
we get SSCI clearance,
what should we do
to let the designation take effect?

DO NOT use this form as a RECORD of approvals, concurrences, disposals, clearances, and similar actions

FROM: (Name, org. symbol, Agency/Post)	Room No.—Bldg.
	Phone No.

5041-102

OPTIONAL FORM 41 (Rev. 7-76)
Prescribed by GSA
FPMR (41 CFR) 101-11.505

STAT

EXECUTIVE SECRETARIAT
ROUTING SLIP

TO:

		ACTION	INFO	DATE	INITIAL
1	DCI		X		
2	DDCI		X		
3	EXDIR		X		
4	D/ICS				
5	DDI				
6	DDA		X		
7	DDO		X		
8	DDS&T		X		
9	Chm/NIC				
10	GC		X		
11	IG				
12	Compt				
13	D/Pers				
14	D/OLL		X		
15	D/PAO				
16	SA/IA				
17	AO/DCI				
18	C/IPD/OIS		X		
19	NIO				
20	D/OIS/DDA		X		
21	D/Scty/DDA		X		
22					
SUSPENSE		Date			

Remarks

STAT

Executive Secretary

22 Jan 85

Date

HARRISON C. BRADZILL, KENTUCKY
HOWARD Y. MINETA, CALIFORNIA
WYCHE FOWLER, JR., GEORGIA
LEE H. HAMILTON, INDIANA
ALBERT GORE, JR., TENNESSEE
LOUIS STOKES, OHIO
DAVE McCURDY, OKLAHOMA
ANTHONY C. BELENSON, CALIFORNIA
J. KENNETH ROBINSON, VIRGINIA
G. WILLIAM WHITEHURST, VIRGINIA
C.W. BILL YOUNG, FLORIDA
BOB STUMP, ARIZONA
ANDY IRELAND, FLORIDA

U.S. HOUSE OF REPRESENTATIVES

PERMANENT SELECT COMMITTEE

ON INTELLIGENCE

WASHINGTON, DC 20515

CIA ER 85-345

DDA Registry
85-0270

THOMAS K. LATIMER, STAFF DIRECTOR
MICHAEL J. O'NEIL, CHIEF COUNSEL
STEVEN K. BERRY, ASSOCIATE COUNSEL

January 22, 1985



Honorable William J. Casey
Director of Central Intelligence
Washington, D.C. 20505

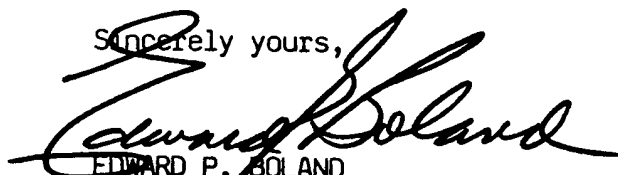
Dear Mr. Casey:

This is in response to the Agency's submission of the Office of Security operational file exemptions you approved on December 12, 1984 under the Central Intelligence Agency Information Act (Public Law 98-477). A review of the exemptions shows that they are consistent with the Act and its legislative history. Accordingly, the Committee has no objection to their taking effect.

The Committee looks forward to reviewing the operational file exemptions for the Directorate of Operations and the Directorate for Science and Technology.

With every good wish, I am

Sincerely yours,


EDWARD P. BOLAND
Chairman

ER
REC'D

JAN 22 6 21 PM '85

ROUTING AND TRANSMITTAL SLIP			Date
TO: (Name, office symbol, room number, building, Agency/Post)			8 JAN 1985
1. DD/OIS	Initials	Date	
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4. LA/OIS		1/9	
5. file			
Action	File	Note and Return	
Approval	For Clearance	Per Conversation	
As Requested	For Correction	Prepare Reply	
Circulate	For Your Information	See Me	
Comment	Investigate	Signature	
Coordination	Justify		
REMARKS			

DO NOT use this form as a RECORD of approvals, concurrences, disposals, clearances, and similar actions

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	Phone No.

5041-102

OPTIONAL FORM 41 (Rev. 7-76)
Prescribed by GSA

C O N F I D E N T I A L

Central Intelligence Agency



Washington, D.C. 20505



4 JAN 1985
OLL 85-0012

The Honorable Dave Durenberger
Chairman
Select Committee on Intelligence
United States Senate
Washington, D.C. 20510

Dear Mr. Chairman:

I am pleased to inform you that we are now prepared to implement the CIA Information Act with respect to records of the Office of Security. Enclosed is a list of categories of files within the Office of Security that the Director has approved for exemption from the FOIA requirements of search, review, and publication. These file groupings contain only records that document investigations conducted to determine the suitability of potential foreign intelligence or counterintelligence sources.

We will also transmit to you within the near future the categories of operational files within the Directorate of Operations and the Directorate for Science and Technology that the Director designates as exempt from the FOIA.

Pursuant to our understanding with your Committee and the House Permanent Select Committee on Intelligence (HPSCI), the exemption from the FOIA for files of the Office of Security, Directorate of Operations and Directorate for Science and Technology will only become effective after review by your Committee and the HPSCI. This letter is also being provided to Vice Chairman Leahy, and the Chairman and Ranking Minority Member of the HPSCI.

Sincerely,

/s/Charles A. Briggs

Charles A. Briggs
Director, Office of Legislative Liaison

Enclosure

DOWNGRADED TO UNCLASSIFIED WHEN
SEPARATED FROM ENCLOSURE



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C O N F I D E N T I A L

C O N F I D E N T I A L

Central Intelligence Agency



Washington, D.C. 20505

4 JAN 1985
OLL 85-0012

The Honorable Patrick J. Leahy
Vice Chairman
Select Committee on Intelligence
United States Senate
Washington, D.C. 20510

Dear Mr. Vice Chairman:

I am pleased to inform you that we are now prepared to implement the CIA Information Act with respect to records of the Office of Security. Enclosed is a list of categories of files within the Office of Security that the Director has approved for exemption from the FOIA requirements of search, review, and publication. These file groupings contain only records that document investigations conducted to determine the suitability of potential foreign intelligence or counterintelligence sources.

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Sincerely,

/s/ Charles A. Briggs

Charles A. Briggs
Director, Office of Legislative Liaison

Enclosure

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SEPARATED FROM ENCLOSURE

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C O N F I D E N T I A L

Central Intelligence Agency



Washington, D.C. 20505

4 JAN 1985
OLL 85-0012

The Honorable Edward P. Boland
Chairman
Permanent Select Committee
on Intelligence
House of Representatives
Washington, D.C. 20515

Dear Mr. Chairman:

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Sincerely,

/s/Charles A. Briggs

Charles A. Briggs
Director, Office of Legislative Liaison

Enclosure

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SEPARATED FROM ENCLOSURE

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C O N F I D E N T I A L

Central Intelligence Agency



Washington, D.C. 20505

4 JAN 1985
OLL 85-0012

The Honorable J. Kenneth Robinson
Ranking Minority Member
Permanent Select Committee
on Intelligence
House of Representatives
Washington, D.C. 20515

Dear Mr. Robinson:

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Sincerely,

Charles A. Briggs
Director, Office of Legislative Liaison

Enclosure

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SEPARATED FROM ENCLOSURE

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- 1 - OLL Chrono (w/enc.)
- 1 - LEG File: FOIA Relief Implementation (w/enc.)
- 1 - DMP Signer (w/enc.)

OLL/LEG/DMP:ngm, (3 January 85)

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